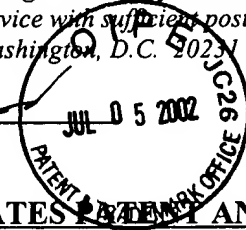


CERTIFICATE OF MAIL UNDER 37 CFR 1.10

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on June 29, 2002

Signed: 

Laura Lee Mosier



20
(NE)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
INGEMAR H. LUNDQUIST et al.

Serial No.: 09/553,738
Filing Date: April 20, 2000

Title: TREATMENT DEVICE WITH
GUIDABLE NEEDLE

Art Unit: 3763

Examiner: Michael M. Thompson

Date: June 17, 2002

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3100 MAIL ROOM

TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

Petitioner, Vidamed, Inc., a corporation duly organized under the laws of the State of Delaware, having its place of business at 46107 Landing Parkway, Fremont, California 94538, is the owner of the entire right, title and interest in and to the above-entitled application as evidenced by an Assignment recorded in the U.S. Patent Office on October 25, 1993, Reel 6746, Frames 0538. The evidentiary documents have been reviewed and, to the best of Petitioner's knowledge and belief, title is in the Petitioner.

Petitioner hereby disclaims except as provided below the terminal part of the statutory term of any patent granted on the application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,102,886 issued August 15, 2000, U.S. Patent No. 5,848,986 issued December 15, 1998, U.S. Patent No. 5,531,667 issued July 2, 1996 and U.S. Patent No. 5,409,453 issued April 25, 1995.

Petitioner hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that it and the above listed patent are commonly owned. This agreement runs with any patent granted on the above application and is binding on the grantee, its successor or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of the above-listed patents in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

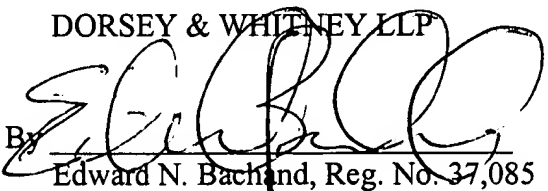
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned, whose title is supplied below, is empowered to act on behalf of the corporation.

Respectfully submitted,

DORSEY & WHITNEY LLP

By


Edward N. Bachand, Reg. No. 37,085
filed under 37 C.F.R. §1.34(a)

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